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Attorneys for United States of America

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

LAMARK KEVIN LASSITER,

Defendant,

FIDELITY INVESTMENTS,

Garnishee.

CASE NO. CR 03-40218-002 AMO

~~XXXXXX~~
**[PROPOSED] WRIT OF CONTINUING
GARNISHMENT**

(INVESTMENT ACCOUNT)

TO: Fidelity Investments
Attn: Legal Operations
100 Crosby Parkway, Mailzone KC1F-L
Covington, KY 41015

**YOU ARE HEREBY COMMANDED TO GARNISH FOR THE BENEFIT OF THE
UNITED STATES OF AMERICA PROPERTY IN YOUR POSSESSION IN WHICH THE
DEFENDANT-JUDGMENT DEBTOR HAS A SUBSTANTIAL NONEXEMPT INTEREST.**

1 The name, last known address and last four digits of the social security number of the person
 2 who is the defendant-judgment debtor (“defendant”) in this action and whose property is subject to this
 3 Writ are as follows:

4 Lamark Kevin Lassiter
 5 233 Del Loma Court
 6 Fairfield, CA 94105
 7 Social Security Number (last four digits): XXX-XX-5988

8 This Writ has been issued at the request of the United States of America to enforce the collection
 9 of a criminal judgment entered in favor of the United States against the defendant for a debt in the
 10 original amount of \$390,694.00. The current balance is approximately \$132,256.75.

11 The following are the steps that you must take to comply with this Writ. If you have any
 12 questions, you should consult with your attorney.

13 1. Pursuant to 28 U.S.C. § 3205(c)(2)(F), if you have in your custody, control, or possession
 14 any property of the defendant in which the defendant has a substantial nonexempt interest, or if you
 15 obtain custody, control, or possession of such property while this Writ is in effect, you must
 16 immediately withhold such property from the defendant and retain it in your possession until you
 17 receive instructions from the Court which will tell you what to do with the property.

18 2. Pursuant to 28 U.S.C. § 3205(c)(2)(E), you are required to answer this Writ within **10**
 19 **days** after service of this Writ upon you. You must answer the Writ even if you do not have in your
 20 custody, control, or possession, any property of the defendant. Pursuant to 28 U.S.C. § 3205(c)(4), your
 21 answer must state, under oath, the following information:

22 a. Whether or not you have in your custody, control, or possession, any property
 23 owned by the defendant in which the defendant has a substantial nonexempt interest, including
 24 nonexempt disposable earnings;

25 b. a description of such property and the value of such property;

26 c. a description of any previous garnishments to which such property is subject and
 27 the extent to which any remaining property is not exempt; and

28 d. the amount of the debt you anticipate owing to the defendant in the future and

whether the period for payment will be weekly or another specified period.

For your convenience, a form which addresses the above-requested information is attached and may be used to answer the Writ.

3. After you complete the answer under oath, pursuant to 28 U.S.C. § 3205(c)(2)(E) and (c)(4), within ten (10) days after service of this Writ upon you, you must **mail or deliver** the original answer bearing the original signature of the person preparing the answer to the Court at the following address:

Phillip Burton Federal Building
& United States Courthouse
Attn: Clerk of Court
450 Golden Gate Avenue
San Francisco, CA 94102

At the same time you mail or deliver the original answer to the Court, you must also **mail or deliver** a copy of the original answer to both the defendant and his attorney, and attorney for the United States at the following respective addresses:

Lamark Kevin Lassiter
233 Del Loma Court
Fairfield, CA 94533

Benjamin J. Wolinsky
Assistant U.S. Attorney
450 Golden Gate Avenue, 9th Floor
P.O. Box 36055
San Francisco, CA 94102

Please note that the attached form answer contains a **certificate of service** which needs to be completed by the person mailing the copies of the answer to the defendant and the attorney for the United States, and which needs to be filed with the Court along with the answer.

IF YOU FAIL TO ANSWER THIS WRIT OR FAIL TO WITHHOLD PROPERTY IN ACCORDANCE WITH THIS WRIT, THE UNITED STATES MAY PETITION THE COURT FOR AN ORDER REQUIRING YOU TO APPEAR BEFORE THE COURT TO ANSWER THE WRIT AND TO WITHHOLD PROPERTY IN ACCORDANCE WITH THE WRIT BEFORE THE APPEARANCE DATE. IF YOU FAIL TO APPEAR OR DO APPEAR AND FAIL TO

1 **SHOW GOOD CAUSE WHY YOU FAILED TO COMPLY WITH THIS WRIT, THE COURT**
2 **WILL ENTER A JUDGMENT AGAINST YOU FOR THE VALUE OF THE DEFENDANT'S**
3 **NONEXEMPT INTEREST IN SUCH PROPERTY (INCLUDING NONEXEMPT DISPOSABLE**
4 **EARNINGS). THE COURT MAY ALSO AWARD A REASONABLE ATTORNEY'S FEE TO**
5 **THE UNITED STATES AND AGAINST YOU IF THE WRIT IS NOT ANSWERED WITHIN**
6 **THE TIME SPECIFIED HEREIN AND IF THE UNITED STATES FILES A PETITION**
7 **REQUIRING YOU TO APPEAR.**



8 MARK B. BUSBY,
9 Clerk of Court
10 United States District Court
for the Northern District of California

A handwritten signature in black ink, appearing to read "Jessie Mosley".

11 06/26/2025
12 Dated: _____

By: _____
13 Jessie Mosley
14 Deputy Clerk
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